

JUN 29 2004

MORRISON & FOERSTER LLP

Attorneys at Law
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5600
Facsimile: (650) 494-0792

OFFICIAL**To:**

| NAME: | FACSIMILE: | TELEPHONE: |
|---|----------------|----------------|
| MS Amendment United States Patent and Trademark Office | (703) 872-9306 | (571) 272-1921 |

FROM: Alan S. Hodes**DATE:** June 29, 2004

| | |
|----------------------------------|---|
| Number of pages with cover page: | 4 |
|----------------------------------|---|

Preparer of this slip has confirmed that facsimile number given is correct: 9369/cgm1**CAUTION - CONFIDENTIAL**

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments:

Comments: **RESPONSE TO RESTRICTION REQUIREMENT**
DOCKET NO.: 299002056700
GROUP ART UNIT: 2826
EXAMINER: A. Sefer
SERIAL NO.: 10/625,234
FILING DATE: July 22, 2003
INVENTOR(S): Kentaro TANI
TITLE: SEMICONDUCTOR LIGHT EMITTING DEVICE AND METHOD FOR PRODUCING THE SAME


Papers attached:

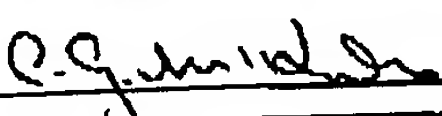
1. Transmittal (1 page)
2. Amendment/Response (2 pages)

PTO/SB/21 (08-03)
 Approved for use through 07/31/2006. OMB 0651-0031
 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | |
|---|------------------------|---------------|
| <h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p> | Application Number | 10/625,234 |
| | Filing Date | July 22, 2003 |
| | First Named Inventor | Kentaro TANI |
| | Art Unit | 2826 |
| | Examiner Name | A. Sefer |
| | Attorney Docket Number | 299002056700 |
| Total Number of Pages in This Submission | | 3 |

| ENCLOSURES (Check all that apply) | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (2 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax cover sheet |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | MORRISON & FOERSTER LLP (Customer No. 25226) Alan S. Hodes - 38,185 |
| Signature |  |
| Date | June 29, 2004 |

| | |
|---|--|
| I hereby certify that this correspondence is being facsimile transmitted to (703) 872-9306, United States Patent and Trademark Office, on the date shown below. | |
| Dated: June 29, 2004 | Signature:  (Carolyn G. McKubre) |

pa-898620

I hereby certify that this correspondence is being facsimile transmitted to (703) 872-9306, United States Patent and Trademark Office, on the date shown below.

Dated: June 29, 2004

Signature: 

(Carolyn G. McKubre)

Docket No.: 299002056700
Client Ref.: F5-03859172/03R00206/US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

JUN 29 2004

In re Patent Application of:
Kentaro TANI

Application No.: 10/625,234

Confirmation No.: 8620

Filed: July 22, 2003

Art Unit: 2826

For: SEMICONDUCTOR LIGHT EMITTING
DEVICE AND METHOD FOR PRODUCING
THE SAME

Examiner: A. Sefer

OFFICIAL

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed June 2, 2004 (Paper No. 20040524), Applicant hereby provisionally elects claims 1-4 for continued examination.

pa-898619

Application No.: 10/625,234

2

Docket No.: 299002056700

The Examiner has required a restriction to one of the following inventions

I. Claims 1-4, drawn to a Device, classified in class 257, subclass 102.

II. Claims 5-8, drawn to a Method, classified in class 438, subclass 22.

Applicant reserves the right to amend the application to include a generic claim.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing (299002056700). However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: June 29, 2004

Respectfully submitted,

By 

Alan S. Hodes

Registration No.: 38,185

MORRISON & FOERSTER LLP

755 Page Mill Road

Palo Alto, California 94304

(650) 813-5622

pa-898619